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October 12, 2007

Ms. La Donna Castañuela, Chief Clerk  
Office of the Chief Clerk MC-105  
Texas Natural Resource Conservation Commission  
P.O. Box 13087  
Austin, Texas 78711-3087

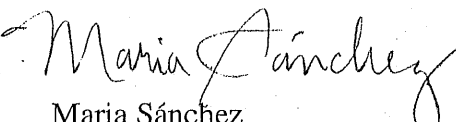
TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
2007 OCT 12 AM 9:14  
CHIEF CLERKS OFFICE

Re: TCEQ Docket No. 2007-0275-UCR; Application No. 35118-C; Section  
13.248 Agreement Designating Service Areas Between the City of Frisco and  
Terra Southwest in Denton County, Texas

Dear Ms. Castañuela:

Enclosed please find the original and eleven true and correct copies of Terra  
Southwest, Inc.'s Motion to Overturn the order issued on the above-referenced matter.  
Thank you for your attention to this matter.

Sincerely,

  
Maria Sánchez  
For Firm

Enclosure

TCEQ DOCKET NO. 2007-0275-UCR

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

SECTION 13.248 AGREEMENT  
DESIGNATING SERVICES AREAS  
BETWEEN THE CITY OF FRISCO,  
CCN NO. 11772 AND TERRA  
SOUTHWEST, INC. CCN NO. 11608  
IN DENTON COUNTY, TEXAS

§  
§  
§  
§  
§  
§

BEFORE THE TEXAS COMMISSION

ON

ENVIRONMENTAL QUALITY

2007 OCT 12 AM 9:15

CHIEF CLERKS OFFICE

**TERRA SOUTHWEST, INC.'S MOTION TO OVERTURN**

Terra Southwest, Inc. hereby files this Motion to Overturn order issued on September 20, 2007 and would show the following.

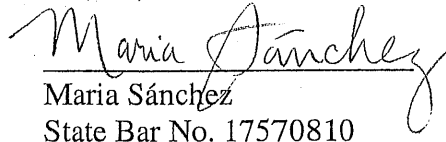
The agreement between Terra Southwest, Inc. and the City of Frisco provides that Terra Southwest, Inc. agrees to transfer 355 acres of its service area to the City of Frisco. The map that was attached to the Order issued on September 20, 2007, is incorrect and includes more area than 355 acres that Terra Southwest, Inc. agreed to transfer to the City of Frisco.

Terra Southwest, Inc. respectfully requests that this Motion to Overturn be granted so that map can be corrected to reflect the Section 13.248 Agreement between Terra Southwest, Inc. and the City of Frisco. Attached is a map that illustrates what area should not be transferred to the City of Frisco.

Respectfully submitted,

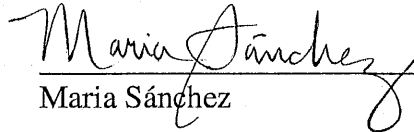
DAVIDSON & TROILO, P.C.  
919 Congress, Suite 810  
Austin, Texas 78701  
(512) 469-6006  
Facsimile (512) 473-2159

By:

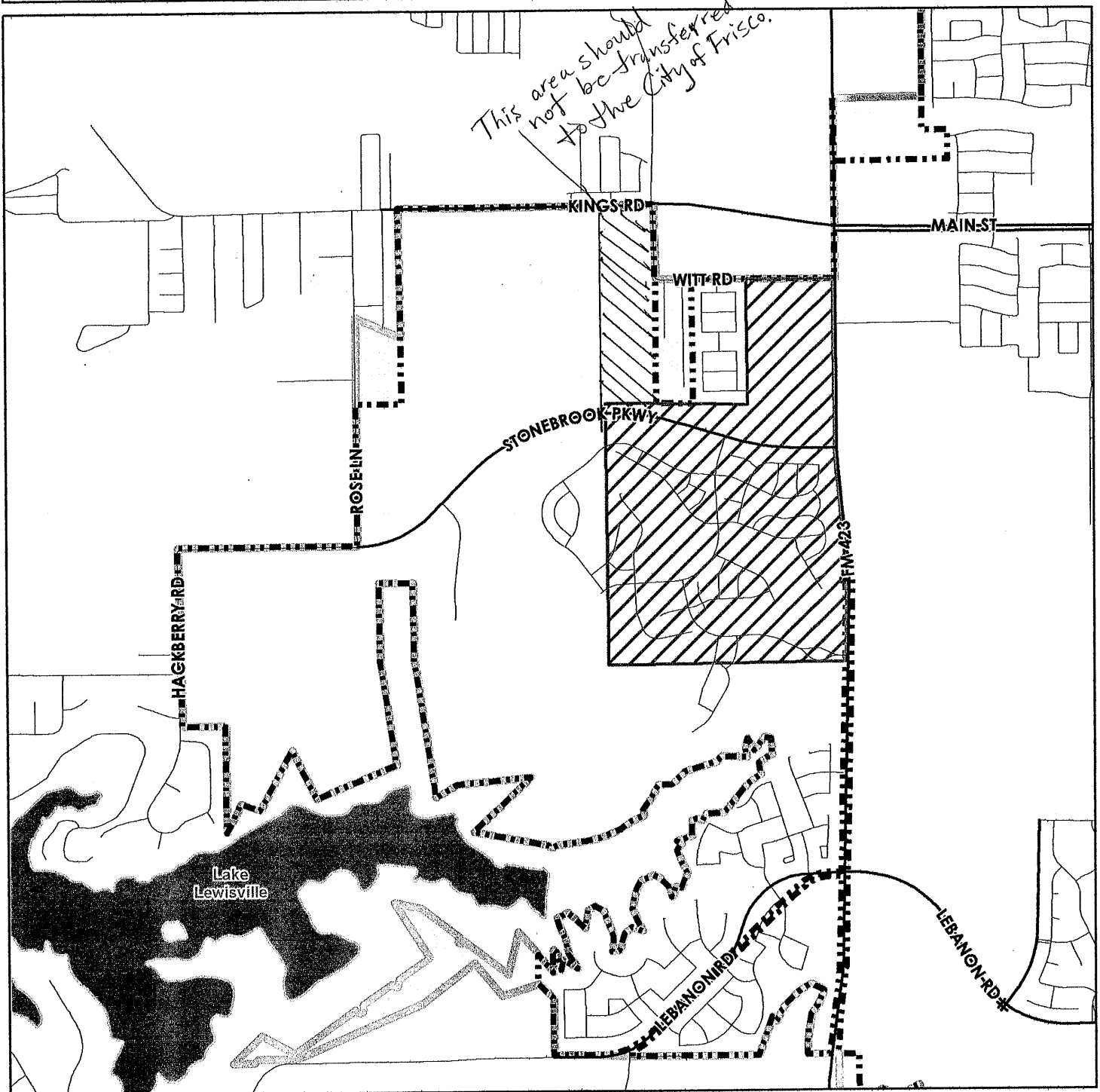
  
Maria Sánchez  
State Bar No. 17570810

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Terra Southwest, Inc.'s Motion to Overturn was served on all parties of record via facsimile transmission or U.S. mail on this, the 12<sup>th</sup> day of October 2007.

  
\_\_\_\_\_  
Maria Sánchez

# City of Frisco - Terra Southwest CCN Transfer



Source: City of Frisco, GIS  
Date: May 24, 2006

1 inch equals 2,000 feet  
0 1,000 2,000 3,000  
Feet



## Legend

- |                                  |                         |
|----------------------------------|-------------------------|
| — Major Roads                    | --- Frisco City Limits  |
| — Minor Roads                    | ... Frisco ETJ Boundary |
| ■ Lakes                          | City of Frisco          |
| ▨ 355 Acre Terra Southwest Tract | □ Frisco ETJ            |